

## Pachkovsky, Alex

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**From:** g m <hawwkredtailed@hotmail.com>  
**Sent:** Friday, March 22, 2013 3:39 PM  
**To:** Jud Testimony  
**Subject:** testimony for H.B. NO, 6665 and S.B.1143

I am Gregg Marchand from Willimantic I agree with H.B. No. 6665 and with S.B. 1143 should also include not pulling people over for not wearing a seatbelt. It's a discriminatory law because firstly it's against our (1),4<sup>th</sup>, 5<sup>th</sup> and 9<sup>th</sup> Amendments. "Laws are made to stop crime. A crime is an intentional act. Laws and punishment should be reserved for when actual crimes have been committed. If there's no harm, injury, or loss to any person or property with intent, there has been no crime to charge anyone." Ponder this, if anyone dies due to the seat belt being jammed by an accident and drown burn or be suffocated by the pull of it [the seatbelt] or gets their neck broken from the strap the government by law, forces me to wear it, should government not be charged with full liability and / or murder?" I was in an accident I ducked because a tree limb was coming through the windshield, if my seat- belt was on I would have been dead. Showing proof of another frivolous law made by lawmakers without using common sense. The seatbelt takes lives too. The mandatory seat-belt law should be revoked. Common sense shows it mustn't be a law and should be a freedom of choice because the seat-belt law doesn't guarantee life or limb. It's creating fascism. A driver shouldn't ever get pulled over for not wearing a seat belt especially [IN A FREE COUNTRY]. It doesn't breach anyone's safety so it's not a crime. For example, I'm driving down the road not wearing a seat belt and you're driving in the opposite direction, I'm not affecting your ability to drive safely. Therefore it's not a hazard for the public, police should not be involved. When a driver is over the yellow line driving toward oncoming traffic, passing in a no-passing zone, clearly public-safety hazards, for a police pull you over. Take this

into common sense when dummies are used for seat – belt safety, dummies don't react people do therefore individuals don't get the same after effect during an accident as a dummy. When a person is about to collide with something instinct and / or reaction will make that person move out of the way, duck or do some sort of a body movement. While being seat belted in this instinctive action to move from an impact may injure the person more if he wasn't seat belted in. It's an obvious double standard when the government lets me strap two boards on my feet and go down a side of a snowy mountain, jump out of an airplane, ride a wild bull, go in a cage and beat someone up on T.V. and ride a motor cycle, a machine where I sit on the motor and in between two tires. That's freedom. Yet I must wear a seat –belt, ridiculous! Our country was based on freedom of choice, I thought. Lawmakers having police checking for seat-belts is total misuse of proper policing and is actually harassment and gives police a false probable cause bringing at the least a violation of our right to privacy. If someone is old enough to drive, the decision should be up to that individual as to wear it or not. Insurance companies lobbied to pass this law, which increases their profit at the expense of our freedoms of choice. Our Constitution states "laws are made by the people for the people within the union." The laws are not supposed to be made by corporations. Two other incidents a friend of mine dropped someone off after work the police pulled him over for no reason [he was in a so called bad neighborhood] the officer checked everything out with the driver and said well I have to give you a ticket for not wearing a seatbelt even though they were wearing seatbelts. The officers excuse was 'I pulled you over I have to give you some sort of ticket.' How's that for our public safety in action? I've asked EMT Professionals about this ridiculous law of being forced to wear a seatbelt and I was told it's a 50/50 chance wearing a seatbelt. So, lawmakers are god making people be strapped in. Its money making scheme that must stop I'm surprised you don't have thousands of lawsuits for this unconstitutional law. Actually lawmakers should be ashamed of this law. Seat belt laws represent unabated tyranny on the march as in each year law enforcement is expanded.

As mentioned above this seatbelt law infringe on a person's rights as guaranteed in the Fourth, Fifth, and the Ninth Amendments, and the Civil Rights section of the Fourteenth Amendment. The Ninth Amendment to the U.S. Constitution reads: The enumeration in the Constitution, of certain rights, shall not be construed to

deny or disparage others retained by the people. The Ninth Amendment is used to protect the citizenry from any expansion of governmental power because of the limited nature of the Bill of Rights. Because every right of the people of the United States could not possibly be mentioned in the Constitution, the Ninth Amendment was added to supplement the rights already mentioned. The amendment protects many rights implied in a universal civil code, and those which are linked to other rights already declared. It protects these personal liberties from state and federal infringement.

4<sup>th</sup> amendment [The right of the people to be secure in their persons], houses, papers and effects, against unreasonable searches and seizures, shall not be violated; and no Warrants shall issue but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized. 5<sup>th</sup> amendment No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.<sup>[1]</sup>

Gregg Marchand p.o. box 244 North Windham ,CT 06226